



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: TORIGOE=4

In re Application of:

TORIGOE et al.

Appln. No.: 09/786,130

Date Filed: March 1, 2001

For: INTERLEUKIN 18-BINDING  
PROTEIN

) Art Unit: 1646  
)  
) Examiner: D. Jiang  
)  
) Washington, D.C.  
)  
) Confirmation No. 8207  
)  
) June 28, 2004

AG/1  
1546  
JFW

**RESPONSE IN PARENT CASE IN SUPPORT OF PETITION AND FEE FOR EXTENSION OF TIME WHEN FILING  
NEW APPLICATION CLAIMING BENEFIT OF A PRIOR FILING**

Honorable Director of Patents and Trademarks  
Washington, D.C. 20231

Sir:

As a response in this case, as required by 37 C.F.R. §§1.111, 1.113, 1.192 or other regulation, a **divisional** application, claiming benefit of the filing date of the present application, is being filed on even date herewith.

It is hereby petitioned for an extension of time in accordance with 37 C.F.R. §1.136(a). The appropriate fee required by 37 C.F.R. §1.17 is calculated as shown below:

Small Entity  
Response Filed Within

[ ] First - \$ 55.00  
[ ] Second - \$205.00  
[ ] Third - \$465.00  
[ ] Fourth - \$725.00

month after time period set

Other Than Small Entity  
Response Filed Within

[ ] First - \$ 110.00  
[X] Second - \$ 410.00  
[ ] Third - \$ 930.00  
[ ] Fourth - \$1450.00

month after time period set

[ ] Less fees (\$ \_\_\_\_\_) already paid for \_\_ months extension of time on \_\_\_\_\_.

[ ] Small entity status of this application under 37 C.F.R. §§1.9 and 1.27 has been established by verified statement previously submitted.

[ ] A verified statement to establish small entity status under 37 C.F.R. §§1.9 and 1.27 is enclosed.

[ ] Please charge our Deposit Account No. 02-4035 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is attached.

[ ] A check in the amount of \$ \_\_\_\_\_ is attached (Check No. \_\_\_\_\_).

[X] Credit Card Payment Form, PTO-2038, authorizing payment in the amount of \$ 410.00 is attached.

The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application to deposit account No. 02-4035.

Upon the condition that the above petition for extension of time is granted and a filing date is granted to the above-mentioned continuing application, applicant(s) expressly abandon the above identified application, but not the invention therein.

The present communication is intended to be in accordance with the Commissioner's Notice of May 13, 1983, published at 1031 OG 12.

Respectfully submitted,

BROWDY AND NEIMARK, P.L.L.C.  
Attorneys for Applicant(s)

By:

Allen C. Yun  
Registration No. 37,971

06/30/2004 CCHAU1 00000146 024035 09786130

01 FC:1252 10.00 DA 410.00 DP

Telephone No.: (202) 628-5197  
Facsimile No.: (202) 737-3528